

(3) a Class A misdemeanor if the violation:

(A) involves the burning of *substances described by Subdivision (1); or*

(B) *is a second or subsequent violation and involves the burning of substances described by Subdivision (2)(A)(ii) and one or more of the prior violations involved the burning of substances described by Subdivision (1) or (2)(A)(ii) [tires, insulation on electrical wire or cable, treated lumber, plastics, non-wood construction or demolition materials, heavy oils, asphaltic materials, potentially explosive materials, furniture, carpet, chemical wastes, or items containing natural or synthetic rubber].*

SECTION 3. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 4. This Act takes effect September 1, 2017.

Passed by the House on April 5, 2017: Yeas 144, Nays 0, 1 present, not voting; passed by the Senate on May 17, 2017: Yeas 30, Nays 0.

Approved May 26, 2017.

Effective September 1, 2017.

DESIGNATION OF A WATER CONSERVATION COORDINATOR BY A RETAIL PUBLIC WATER UTILITY TO IMPLEMENT A WATER CONSERVATION PLAN

CHAPTER 146

H.B. No. 1648

AN ACT

relating to the designation of a water conservation coordinator by a retail public water utility to implement a water conservation plan.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 13.146, Water Code, is amended to read as follows:

Sec. 13.146. WATER CONSERVATION PLAN. The commission shall require a retail public utility that provides potable water service to 3,300 or more connections to:

(1) submit to the executive administrator of the board a water conservation plan based on specific targets and goals developed by the retail public utility and using appropriate best management practices, as defined by Section 11.002, or other water conservation strategies;

(2) *designate a person as the water conservation coordinator responsible for implementing the water conservation plan; and*

(3) *identify, in writing, the water conservation coordinator to the executive administrator of the board.*

SECTION 2. This Act takes effect September 1, 2017.

Passed by the House on April 27, 2017: Yeas 142, Nays 2, 3 present, not voting; passed by the Senate on May 18, 2017: Yeas 26, Nays 4.

Approved May 26, 2017.

Effective September 1, 2017.